

Other Concerns

No.	Comment	Parties	Page #	Response
186	Serra Retreat – confusion among residents about compliance.	Serra Retreat HOA and residents	Sept 1 st workshop	<p>The Serra Retreat <u>Center</u>, which supports full-time staff, retreats and events, is under Regional Board jurisdiction. Staff has issued two NOV's to the Center, for three flow violations, missing perjury statements, inadequate oversight of the disposal area, and missing hauling reports.</p> <p>Serra Retreat single-family residences are under the City's jurisdiction. There is one documented recent spill, and one known on-going failure. About 40% of the residences have limited leachfield redundancy. The City states that these problems result from oversight practices by the County, prior to the City's incorporation.</p>
187	The prohibition is unfair to many dischargers who invested resources upgrading the old septic systems to advanced treatment systems	WW Advisory Committee	186 263	<p>Staff acknowledges significant investments in advanced systems, among which include the system for Malibu Lumber (which has been reported to cost from \$3 million to \$4-1/2 million), and Malibu Colony Plaza (\$2-1/4 million). However, advanced systems have not solved the community's water quality problems. Furthermore, the systems are expensive to operate (residents in the multi-family complexes served by the MWPCP pay \$188/month in operating costs), and have poor compliance records.</p> <p>Staff does not believe that these advanced systems, installed on an individual basis, will effectively restore water quality.</p>
		Colony Plaza	309	
		Embree (MWPCP) Latham & Watkins	440	
188	Recommends artificial breaching of berm, to allow for twice daily flushing.....This would eliminate a barrier for steelhead trout.	Lady of Malibu Church	422	Artificial breaching was done in the past, prior to oversight by the Coastal Commission. Past proposals to allow draining of the lagoon (e.g. by insertion of a flexible pipe) were not widely accepted by stakeholders, and attention has shifted to controlling pollutant sources.
189	Tapia dumps sewage.....	Toberman	602 Sept 1 st workshop	<p>Tapia's WDR contains a discharge prohibition to Malibu Creek from April 15 to November 15 each year, except under certain conditions, including: (a) upset or operational emergencies; (b) storm events; or (c) to meet minimum flows of 2.5 ft³/second to sustain endangered species in Malibu Creek. Tapia has had intermittent discharge to Malibu Creek since September 1, 2009 in order to comply with condition (c) above – this was not a violation. Tapia has incurred violations, including reporting deficiencies, late submittals, and effluent violations, and these violations are subject to enforcement.</p>
	Tapia Water Reclamation Facility Discharge: concern that regulatory attention is misplaced, and should focus on Tapia.....Tapia is contributing to nitrogen and bacteria loading.....	Oral comments at Sept 1 st workshop from Serra Retreat residents and Surfrider Foundation member.		

October 30, 2009

Other Concerns

No.	Comment	Parties	Page #	Response
190	Tapia's effluent ...[improves water quality downstream]...without summer discharge, Surfrider Beach bacteria levels have risen.....	Las Virgenes MWD	206	See comment above regarding Tapia compliance. Re the objection to being considered as a possible compliance project is acknowledged: staff contacted the general manager on Sept 2 nd , to explain that the compliance projects included in the Environmental Staff Report were conceptual-type projects, and that staff was not advocating for a specific manner in which the community would comply with the prohibition.
	Object to staff's assumption [Environmental Staff Report, page 19] as a possible compliance project.	(also oral comments on Sept 1 st by staff from Las Virgenes MWD)	198	